



General Assembly

February Session, 2000

Raised Bill No. 5141

LCO No. 352

Referred to Committee on Judiciary

Introduced by:
(JUD)

An Act Concerning The Issuance Of A Search Warrant.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 54-33a of the general statutes is repealed and the following
2 is substituted in lieu thereof:

3 (a) As used in sections 54-33a to 54-33g, inclusive, "property"
4 includes, without limitation, documents, books, papers, films,
5 recordings and any other tangible thing.

6 (b) Upon complaint on oath by any state's attorney or assistant
7 state's attorney or by any two credible persons, to any judge of the
8 Superior Court, that [he or they] such state's attorney or assistant
9 state's attorney or such persons have probable cause to believe that any
10 property (1) possessed, controlled, designed or intended for use or
11 which is or has been used or which may be used as the means of
12 committing any criminal offense; or (2) which was stolen or
13 embezzled; or (3) which constitutes evidence of an offense, or that a
14 particular person participated in the commission of an offense, is
15 within or upon any place, thing or person, such judge, except as
16 provided in section 54-33j, may issue a warrant commanding a proper

17 officer to enter into or upon such place or thing, search the same or the
18 person and take into [his] such officer's custody all such property
19 named in the warrant.

20 (c) A warrant may issue only on affidavit sworn to by the
21 complainant or complainants before the judge and establishing the
22 grounds for issuing the warrant, which affidavit shall be part of the
23 arrest file. If the judge is satisfied that grounds for the application exist
24 or that there is probable cause to believe that they exist, [he] the judge
25 shall issue a warrant identifying the property and naming or
26 describing the person, place or thing to be searched. The warrant shall
27 be directed to any police officer of a regularly organized police
28 department or any state policeman or to a conservation officer, special
29 conservation officer or patrolman acting pursuant to section 26-6. [It]
30 The warrant shall state the date and time of its issuance and the
31 grounds or probable cause for its issuance and [it] shall command the
32 officer to search within a reasonable time the person, place or thing
33 named, for the property specified.

Statement of Purpose:

To require the date and time that a search warrant was signed by a judge to be specified on the warrant.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]